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Atty. Dkt. No. 067286-0275



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: James C. KENNEDY et al.  
Title: PHOTOCHEMOTHERAPEUTIC METHOD USING 5-AMINOLEVULINIC ACID AND OTHER PRECURSORS OF ENDOGENOUS PORPHYRINS  
Appl. No.: 10/663,992  
Filing Date: 09/17/2003  
Examiner: Umamaheswari RAMACHANDRAN  
Art Unit: 1617  
Confirmation Number: 1971

**AMENDMENT TRANSMITTAL**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

[ X ] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.

[ X ] The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	10	-	20	=	0	x	\$50.00	=	\$0.00
Independent Claims:	2	-	3	=	0	x	\$200.00	=	\$0.00

[ X ] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[ X ] Extension for response filed within the third month:	\$1,020.00	<u>\$1,020.00</u>
EXTENSION FEE TOTAL:		<u>\$1,020.00</u>
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		<u>\$1,020.00</u>
[ X ] Small Entity Fees Apply (subtract ½ of above):		<u>\$510.00</u>
Extension Fees Previously Paid:		<u>\$0.00</u>
TOTAL FEE:		<u>\$510.00</u>

A credit card payment form in the amount of \$510.00 is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date March 13, 2007

By 

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**AMENDMENT AND REPLY UNDER 37 CFR 1.111**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This communication is responsive to the Non-Final Office Action dated September 13, 2006, concerning the above-referenced patent application. Because the shortened statutory due date was December 13, 2006, Applicants have enclosed with this response a petition for extension of time and requisite fee to render the response timely filed.

**A listing of the claims** begins on page 2 of this document.

**Remarks/Arguments** begin on page 4 of this document.

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